

ORIGINAL

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

MARIO H. CAPOGROSSO,

CV18-2710

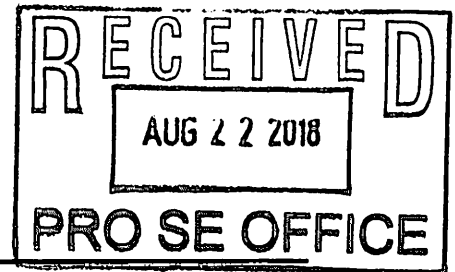
Plaintiff

NOTICE OF MOTION

-against-

ALAN GELBSTEIN, in his official and individual capacity;
BOSHRA VAHDATLAMAS, (also known as BUSHRA VAHDAT) in her official and individual capacity;
IDA TRASCHEN, in her official and individual capacity;
ELIZABETH PRICKETT-MORGAN, in her official and individual capacity;
JEAN FLANAGAN, in her official and individual capacity;
VINCENT PALMIERI, in his official and individual capacity;
DANIELLE CALVO, in her official and individual capacity;
SADIQ TAHIR, in his individual capacity;
PEC GROUP OF NY, INC.;
DAVID SMART, in his individual capacity;
JOHN AND JANE DOE.

Defendants



SIRS or MADAMS:

PLEASE TAKE NOTICE that, upon the annexed Affirmation Mario H. Capogrosso affirmed on August 22, 2018, and upon the exhibits attached thereto, the accompanying Memorandum of Law in support of this motion, and the pleadings herein, Plaintiff will move this Court, before Honorable _____, District Judge, on the ____ day of August, 2018, at 225 Cadman Plaza East, Brooklyn, New York, or as soon thereafter as Counsel can be heard, for an Order dismissing the Counterclaims of the Defendant, David Smart, under Federal Rule of Civil Procedure 12(b)(6).

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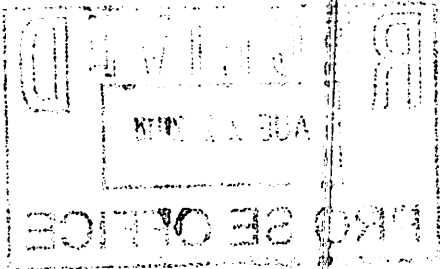
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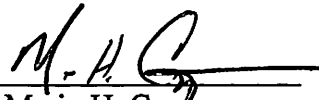
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I declare under penalty of perjury that the foregoing is true and correct.

Dated: New Rochelle, NY
August 22, 2018



Mario H. Capogrosso
21 Sheldrake Place
New Rochelle, NY 10804
Tel: (914) 806-3692

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